IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

Crl.Rev.Pet.No. 485 of 1998()

CRA.2/1997 of III ADDL.SESSIONS COURT, ERNAKULAM DT. 13.4.98
ST.319/1994 of ADDL.CHIEF JUDICIAL MAGISTRATE, ERNAKULAM DT.16.12.1996.

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REVN. PETITIONER: APPELLANT/ COMPLAINANT

K.PUSHKARAN, VENATTU HOUSE,
NEAR RAILWAY GATE, IRIMBANAM,
TRIPUNITHURA.

BY ADV. SRI.V.B.UNNIRAJ
SMT.SHERMILA

RESPONDENTS: RESPONDENT/ COMPLAINANTS
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1. **V.N.KRISHNANKUTTY, THARAPPADY HOUSE, IRIMBANAM P.O.,**

2. **STATE OF KERALA, REP.BY ITS PUBLIC PROSECUTOR.**

   ADDL.R3 IMPLEADED.

3. **RAJI D/O.V.N.KRISHNANKUTTY, CHALAKKAL HOUSE, KULLAYATTIKARA, AYRAMAKKAVU P.O.,**

   IMPLEADED AS ADDITIONAL R3 AS PER ORDER DT.22.2.97 IN CRL.MA. 136/07.

BY ADV. SRI.T.P.VARGHESE
SRI.THOMAS T.VARGHESE
PUBLIC PROSECUTOR SRI.C.K.SURESH
SRI.PHILIP T.VARGHESE

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 03/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRL.R.P NO.485/1998

ORDER ON CRL.MP. 2528/1998 IN CRL.RP. NO.485/1998

DISMISSED

03.07.2007 **SD/- K.R.UDAYABHANU, JUDGE**

/TRUE COPY/

P.S. TO JUDGE

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K.R. UDAYABHANU, J.

Crl. R.P. No.485 of 1998

Dated 3rd July, 2007

ORDER

Revision petitioner/accused stands convicted for the offence under section 138 N.I Act and sentenced to pay a fine of Rs.40,000/- and in default to undergo simple imprisonment for 3 months. Out of the fine amount, Rs.25,000/- is to be paid to PW-1 as compensation.

2. Counsel for the revision petitioner has only sought for modification of the sentence. In the circumstances, the sentence is modified to pay a fine of Rs.25,000/- and in default to undergo simple imprisonment for 3 months. The fine amount if already deposited shall be given to the additional R3 i.e., the daughter of the Ist respondent/complainant.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU, JUDGE.

Kvm/-

K.R.UDAYABHANU, J.

CRL.R.P. NO. 485 OF 1998

ORDER

3-7-2007.